

RECEIVED
CENTRAL FAX CENTER

OCT 23 2006

PATENT

Appl. No. 10/082,674
Amdt. dated October 23, 2006
Amendment under 37 CFR 1.116 Expedited Procedure
Examining Group 3625

REMARKS/ARGUMENTS

This Amendment is in response to the Final Office Action mailed July 27, 2006. Claims 4 and 13 were pending in the present application. This Amendment amends claim 13, without adding or canceling any claims, leaving pending in the application claims 4 and 13. Reconsideration of the rejected claims is respectfully requested.

I. Rejection under 35 U.S.C. §112

Claim 13 is rejected under 35 U.S.C. §112, first paragraph, as failing to comply with the enablement requirement. In particular, the claim is rejected as reciting the detection of a disconnection. Although Applicants respectfully disagree with the rejection, claim 13 as amended no longer recites the rejected terminology. It is respectfully submitted that the claim as amended is sufficiently enabled by the specification, is supported by the specification, and does not add new matter. Applicants therefore respectfully request that the rejection with respect to claim 13 be withdrawn.

II. Rejection under 35 U.S.C. §102

Claims 4 and 13 are rejected under 35 U.S.C. §102(e) as being anticipated by *Ginter* (US 5,892,900). Applicants respectfully submit that *Ginter* does not disclose each element of these claims.

As discussed in previous responses, *Ginter* is directed to providing secure and controlled access to digital content (col. 1, lines 6-36). The invention recited in Applicants' claim 13 is directed to a system that allows a user to select various applications to run in an interface, without the code having to be installed and run separately on the user machine, and can verify and charge for usage of the various applications. This claim thus recites limitations that are not disclosed by *Ginter*.

For example, Applicants' claim 13 as amended recites that the processing unit is operable to check whether an execution request of any other application is received from the user terminal. It is stated in Applicants' specification that a user interface can include a plurality of

BEST AVAILABLE COPY

Appl. No. 10/082,674
Amdt. dated October 23, 2006
Amendment under 37 CFR 1.116 Expedited Procedure
Examining Group 3625

RECEIVED
CENTRAL FAX CENTER
OCT 23 2006
PATENT

icons indicating available applications for execution in the application execution screen (p. 14, lines 11-17). The selection of an icon by the user causes the particular application to be executed, after which the account pending file is opened and the start time is recorded (p. 14, lines 21-23). After the selection of an icon and execution of an associated application, the processor can check to determine whether user has selected other icons, associated with other applications that can be executed in the application execution window, and if so can cause the appropriate application(s) to be executed followed by an appropriate start time being entered into the account pending file (p. 14, lines 23-25). Upon a log out, the account pending file is closed and the amounts for usage of each of the selected applications can be calculated (p. 15, lines 1-7). Such limitations are not disclosed by *Ginter*. As such, Applicants respectfully request that the rejection with respect to claim 13, and dependent claim 4, be withdrawn.

III. Amendment to the Claims

Unless otherwise specified, amendments to the claims are made for purposes of clarity, and are not intended to alter the scope of the claims or limit any equivalents thereof. The amendments are supported by the specification and do not add new matter.

BEST AVAILABLE COPY

Appl. No. 10/082,674
Amdt. dated October 23, 2006
Amendment under 37 CFR 1.116 Expedited Procedure
Examining Group 3625

RECEIVED
CENTRAL FAX CENTER PATENT
OCT 23 2006

CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance and an action to that end is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 925-472-5000.

Respectfully submitted,



Jason D. Lohr
Reg. No. 48,163

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, Eighth Floor
San Francisco, California 94111-3834
Tel: 925-472-5000
Fax: 415-576-0300
Attachments
JDL:jdl
60897228 v1